

Attorney's Docket No.: 10276-017002 / JDP-031 Con

DOPE REF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kahn et al.
Serial No. : 10/074,694
Filed : February 12, 2002

Art Unit : 1635
Examiner : Jane J. Zara

Title : MODULATING THE RAD-NM23 INTERACTION

2005 OCT 27 PM 4:01

US PATENT & TRADEMARK
OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

On July 21, 2004, Applicants, a small entity, requested that the fees required for the Response to Restriction Requirement and a Preliminary Amendment be charged to Fish & Richardson's Deposit Account No. 06-1050.

However, the excess claim fees were erroneously charged as a large entity in the amount of \$324 on July 11, 2005. At that time, the correct fees for a small entity should have been \$162. Accordingly, Applicants request a refund of the amount over paid, \$162.

Applicants respectfully request that the overcharge amount be refunded to Fish & Richardson's Deposit Account No. 06-1050 as a credit.

Respectfully submitted,

Date:

10/17/2005

Janice L. Kugler
Reg. No. 50,429

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

21183547.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL
I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

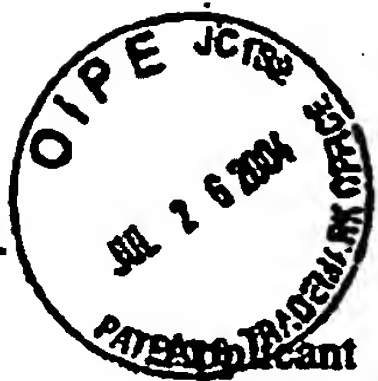
Date of Deposit

10/18/05

Signature

Sally Hammer

Typed or Printed Name of Person Signing Certificate



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kahn et al.
Serial No. : 10/074,694
Filed : February 12, 2002
Title : MODULATING THE RAD-NM23 INTERACTION

Art Unit : 1635
Examiner : Jane Zara

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Prior to substantive examination, please amend the application as follows:

Amendments to the claims begin on page 2.

Remarks begin on page 7.

Adjustment date: 12/02/2005 SFELEKE1
07/11/2005 PSTANBAC 00000003 061050 10074694
01 FC:1202 324.00 CR

12/02/2005 SFELEKE1 00000015 061050 10074694
01 FC:2202 162.00 DA

07/11/2005 PSTANBAC 00000003 061050 10074694
01 FC:1202 324.00 DA

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

Signature

Typed or Printed Name of Person Signing Certificate

July 21, 2004

Joanne D Boyle

Joanne D. Boyle